

#5  
2/13/04  
AW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Anthony Berno	)	Art Unit:	2175
		)		
Serial No.:	09/745,826	)	Examiner:	Jacques Veillard
		)		
Filing Date:	December 21, 2000	)	Attorney Docket:	3365

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner of Patents  
Alexandria, VA 22313-1450

Sir:

In response to the February 5, 2004 Restriction Requirement, the Examiner is requiring an election between the following group of claims:

- I. Claims 1-63 and 66-94, drawn to a method and system for storing and managing probe array data, wherein the data comprising a plurality of intensity values for a plurality of probes comprising grouping the intensity values into a plurality of groups.
- II. Claims 64-65, drawn to data structure comprising a first table comprising a first field containing a first and second field containing or referring to a binary object.

Applicants elect the invention of Group I (claims 1-63 and 66-94) without traverse. Applicants reserve the right to re-present non-elected claims in a divisional, or other related application.

Applicants believe that no fee is due with the submission of this document. However, the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account 01-0431.

Respectfully submitted,



Wei Zhou  
Reg. No. 44,419

Date: 2/10/04

Customer No. 22886  
Affymetrix, Inc.  
3389 Central Expressway  
Santa Clara, CA 95051  
Phone: 408-731-5000  
Fax: 408-731-5392

PTO/SB/21 (08-03)


Approved for use through 07/31/2008. OMB 0851-0031


U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)	Application Number	09/745,826	
	Filing Date	December 21, 2000	
	First Named Inventor	Anthony Berno	
	Art Unit	2175	
	Examiner Name	Jaques Veillard	
Total Number of Pages in This Submission	2	Attorney Docket Number	3365

**RECEIVED  
CENTRAL FAX CENTER  
FEB 10 2004  
OFFICIAL**

<b>ENCLOSURES (check all that apply)</b>		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): - Response to Restriction Requirement (1 page).
Remarks		
<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b>		
Firm or Individual name	Wei Zhou Reg. 44, 419	
Signature		
Date	2-10-04	

<b>CERTIFICATE OF MAILING</b>			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. <b>Facsimile No. 703-872-9306</b>			
Typed or printed name	Leticia R. Block		
Signature		Date	02-10-2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PYO-9198 and select option 2.